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MAY 13 2015	
CLERK US DISTRICT COURT	
DISTRICT OF NEVADA	
BY: _____	DEPUTY

12 *Attorneys for Defendant Bruce Bannister*

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14 UNITED STATES DISTRICT COURT  
15 DISTRICT OF NEVADA  
16 ADAM WYNN TINGLEY,  
17 Plaintiff,  
18 vs.  
19 NEVADA DEPARTMENT OF  
20 CORRECTIONS, et al.,  
21 Defendants.

Case No. 3:14-cv-00358-MMD-VPC

22 STIPULATED DISCOVERY PLAN AND  
23 SCHEDULING ORDER SUBMITTED IN  
24 COMPLIANCE WITH LR 26-1(e)

25 1. Meeting. Pursuant to FRCP 26(f) and LR 26-1(d), a telephonic meeting was  
26 conducted on Friday, May 8, 2015.

27 2. Discovery Plan. The parties jointly propose to the Court the following discovery  
28 plan:

29 (a) Subject of Discovery. Discovery will be needed on the following subjects: All  
30 claims set forth in the Complaint, defenses relevant thereto, and all matters pertaining to  
31 impeachment. The parties shall comply with Fed. R. Civ. P. 26(e) regarding the duty to  
32 supplement.

33 (b) Discovery Cut-Off Date(s). Discovery will take 180 days, measured from the  
34 date of this Order.

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1                   Other Items.

2                   (a) Interim Status Reports. The parties shall file an interim status report  
3 pursuant to LR 26-3 sixty (60) days before the discovery cut-off date. The interim status  
4 report shall state the time the parties estimate for trial, give 3 alternative available trial dates,  
5 and state whether in the opinion of counsel who will try the case, trial will be eliminated or its  
6 length affected by substantive motions.

7                   (b) Discovery. The parties agree discovery will be conducted pursuant to the  
8 Federal Rules of Civil Procedure and Local Rules.

9                   (c) Any and all pleadings that may be brought under Fed. R. Civ. P. 13 & 14, or  
10 joining additional parties under Fed. R. Civ. P. 19 & 20, shall be filed within sixty (60) days  
11 from the date of this Order. Any party causing additional parties to be joined or brought into  
12 this action shall contemporaneously therewith cause a copy of this Order to be served upon  
13 the new party or parties.

14                   (d) Amendments to pleadings as provided for under Fed. R. Civ. P. 15, if the  
15 same are allowed without leave of Court, or motions for leave to amend, shall comply with LR  
16 15-1 and shall be filed and served within sixty (60) days from the date of this Order.

17                   (e) Any discovery motions shall be filed and served no later than one hundred  
18 five (105) days from the date of this Order.

19                   (f) Court Conference. A case management conference is set for Wednesday,  
20 October 14, 2015, at 2:00 p.m. At the case management conference, the parties shall be  
21 prepared to discuss expert witness discovery, whether the parties are interested in a second  
22 settlement conference, and how to best proceed with this case. Plaintiff's personal  
23 appearance at this conference is required.

24                   (g) Pursuant to LR 26-8, unless otherwise ordered by the Court, written  
25 discovery, including responses thereto, certificates of service pertaining thereto and  
26 deposition transcripts, shall not be filed with the Court. Originals of responses to written  
27 discovery requests shall be served on the party who served the discovery request and that  
28 party shall make such originals available at the pretrial hearing, at trial, or on order of the

1 Court. Likewise the deposing party shall make the original transcript of a deposition available  
2 at any pretrial hearing, at trial, or on order of the Court.

3 (h) Extensions of Discovery: Pursuant to LR 26-4, an extension of the discovery  
4 deadline will not be allowed without a showing of good cause. All motions or stipulations to  
5 extend discovery shall be received by the Court at least twenty (20) days prior to the  
6 expiration of any extension thereof that may have been approved by the Court. The motion or  
7 stipulation shall include:

8 (i) A statement specifying the discovery completed by the parties as of the  
9 date of the motion or stipulation;

10 (ii) A specific description of the discovery which remains to be completed;

11 (iii) The reasons why such remaining discovery was not completed within  
12 the time limit of the existing discovery deadline; and

13 (iv) A proposed schedule for the completion of all remaining discovery.

14 (i) In the event that the Federal Rules of Civil Procedure provide for any shorter  
15 time periods for the filing of motions or pleadings, said shorter time limits shall apply  
16 notwithstanding the time limits set forth in this Scheduling Order.

17 4. Any party who desires an amendment to this Scheduling Order shall, within sixty  
18 (60) days hereof, file and serve a statement of proposed amendments and the reasons  
19 therefor. Each other party shall then have fifteen (15) days within which to file and serve a  
20 response thereto. After expiration of the sixty-day period, any amendment of this Scheduling  
21 Order shall be granted only upon motion and good cause shown.

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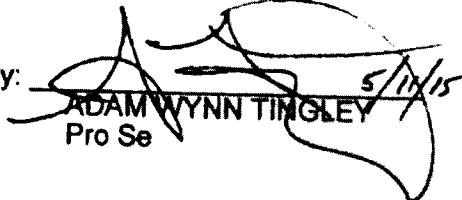
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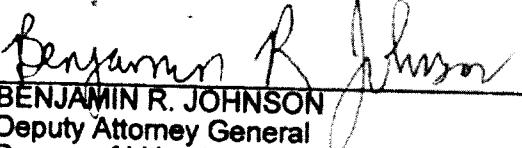
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1       5. In all circumstances where a party or counsel is required to effect service  
2 hereunder, a certificate of such service shall be filed forthwith with the Clerk of the Court.  
3 **APPROVED AS TO FORM AND CONTENT.**

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6 By:   
7 ADAM WYNN TINGLEY  
8 Pro Se  
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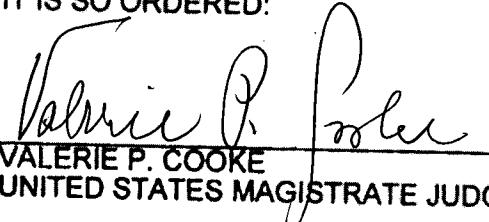
12       ADAM PAUL LAXALT  
13       Attorney General

14       By:   
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21 Attorneys for Defendants  
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12       **ORDER**

13       Dated: May 13, 2015.

14       IT IS SO ORDERED:

15         
16       VALERIE P. COOKE  
17       UNITED STATES MAGISTRATE JUDGE  
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**CERTIFICATE OF SERVICE**

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I certify that I am an employee of the Office of the Attorney General, State of Nevada,  
3 and that on this 11<sup>th</sup> day of May, 2015, I caused to be deposited for mailing, a true and  
4 correct copy of the foregoing, **STIPULATED DISCOVERY PLAN AND SCHEDULING**  
5 **ORDER SUBMITTED IN COMPLIANCE WITH LR 26-1(e)**, to the following:

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ADAM WYNN TINGLEY #80020  
WARM SPRINGS CORRECTIONAL CENTER  
7 P O BOX 7007  
CARSON CITY, NV 89702

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An employee of the  
Office of the Attorney General

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